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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

|                                |   |                    |
|--------------------------------|---|--------------------|
| -----                          | X |                    |
| SUFFOLK FEDERAL CREDIT UNION,  | : |                    |
|                                | : | 10-CV-0001-ADS-ETB |
| Plaintiff,                     | : |                    |
|                                | : |                    |
| - against -                    | : |                    |
|                                | : |                    |
| CUMIS INSURANCE SOCIETY, INC., | : |                    |
|                                | : |                    |
| Defendant.                     | : |                    |
| -----                          | X |                    |

**DECLARATION OF PATRICK J. BOYLE IN SUPPORT OF PLAINTIFF  
SUFFOLK FEDERAL CREDIT UNION'S MOTION TO AMEND COMPLAINT**

I, PATRICK J. BOYLE, hereby declare as follows:

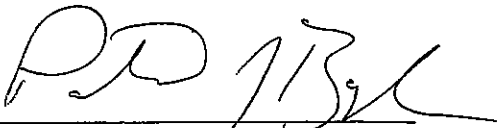
1. I am a partner in the firm Frankfurt Kurnit Klein & Selz, P.C., counsel for plaintiff Suffolk Federal Credit Union ("Suffolk") in this action and submit this Declaration in support of Suffolk's motion to amend the complaint solely to introduce true and correct copies of the following documents into the record.
2. A true and correct copy of CUMIS's fidelity bond, which forms the basis of this litigation, is annexed hereto as Exhibit A.

3. A true and correct copy of CUMIS's March 19, 2012 letter to the Court summarizing its anticipated arguments on its planned summary judgment motion is annexed hereto as Exhibit B.

4. A true and correct copy of the March 1, 2012 Decision by Judge Dickinson Debevoise in the litigation styled *Sperry Associates Federal Credit Union v. CUMIS Insurance Society, Inc.*, No. 10 Civ. 0029, 2012 WL 693046 (D.N.J. Mar. 1, 2012) is annexed hereto as Exhibit C.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
April 11, 2012

  
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PATRICK J. BOYLE